

Chapter 10.48

BICYCLES

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10.48.010 Traffic Laws Applied to Persons Riding Bicycles.

Every person operating a bicycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle under Title 10 of the Lincoln Municipal Code, except as to special regulations in Chapter 10.48, and except as to those provisions of Title 10 of the Lincoln Municipal Code which by their nature can have no application, or which are expressly excluded. (Ord. 15649 §1; July 9, 1990: P.C. §10.64.005: Ord. 10246 §5; September 7, 1971).

10.48.020 Registration; Number Plate.

(Repealed by Ord. 17088 §1; November 12, 1996: Ord. 15649 §2; July 9, 1990: P.C. §10.64.010: Ord. 10246 §6; September 7, 1971: Ord. 5699 §1501; April 12, 1954).

10.48.030 Application for Registration; Fees.

(Repealed by Ord. 17088 §2; November 12, 1996: Ord. 15649 §3; July 9, 1990: P.C. §10.64.020: Ord. 11981 §2; May 16, 1977: Ord. 5699 §1502, as amended by Ord. 7324; October 24, 1960).

10.48.040 Issuance of Registration Certificate.

(Repealed by Ord. 17088 §3; November 12, 1996: Ord. 15649 §4; July 9, 1990: P.C. §10.64.030: Ord. 5699 §1503; April 12, 1954).

10.48.050 Issuance and Attachment of Registration Number Plates.

(Repealed by Ord. 17088 §4; November 12, 1996: Ord. 15649 §5; July 9, 1990: P.C. §10.64.040: Ord. 10246 §7; September 7, 1971: prior Ord. 5699 §1504; April 12, 1954).

10.48.060 Term of Registration.

(Repealed by Ord. 17088 §5; November 12, 1996: Ord. 15649 §6; July 9, 1990: P.C. §10.64.050: Ord. 11981 §3; May 16, 1977: Ord. 5699 §1505, as amended by Ord. 7306; October 3, 1960).

10.48.070 Duties of Police Department.

(Repealed by Ord. 17088 §6; November 12, 1996: Ord. 15649 §7; July 9, 1990: P.C. §10.64.060: Ord. 5699 §1506; April 12, 1954).

10.48.080 Representative of Police Department; Fees.

(Repealed by Ord. 17088 §7; November 12, 1996: Ord. 15649 §8; July 9, 1990: P.C. §10.64.061: Ord. 11981 §4; May 16, 1977).

10.48.090 Sale of Abandoned or Seized Bicycles.

It is hereby made the duty of every member of the police force to deliver for detention and disposition, as he or she may be directed, every bicycle that may be seized or found by him or her, immediately after the same shall have come into his or her possession. A record shall be kept for every bicycle coming into the possession of the Police Department indicating the date of receipt and description thereof. All bicycles in the custody of the city which have remained unclaimed for more than thirty days shall be disposed of in the following manner:

(a) Such bicycles shall be sold at public auction at such location as may be designated by the Mayor to the highest bidder on such dates as shall be determined by the Chief of Police; provided, that any such bicycle shall be reserved from sale if a bid of at least seven and one-half dollars is not received on such bicycle. Notice of any such sale shall be published in a newspaper of general circulation in the city for five consecutive days with the last date of such publication to be not less than ten days nor more than twenty days prior to the date of sale. The registered owner of any bicycle properly registered in the City of Lincoln shall be given notice that such bicycle is being detained for disposition. Said notice shall be by regular United States mail, sent to the last known address of the registered owner at least ten days prior to the date of the auction at which such bicycle is to be sold.

(b) Any bicycles not disposed of pursuant to (a) above shall be sold to a service agency providing services to low income or otherwise needy minors for distribution to said needy minors. The sale price and list of agencies shall be approved in advance of the sale by resolution of the City Council. The determination of which agencies may purchase the bicycles when there are not sufficient bicycles to meet the demand of the agencies shall be on a rotating basis in the order by which the agencies are listed on the council-approved list of qualified agencies. The agencies dispensing bicycles shall file a written statement

with the City Clerk within thirty days after dispensing said bicycles informing the City Council of the names of those receiving said bicycles. (Ord. 16794 §1; May 22, 1995: prior Ord. 15649 §9; July 9, 1990: P.C. §10.64.065: Ord. 12639 §1; July 16, 1979: Ord. 11368 §1; May 19, 1975: Ord. 10923 §1; October 1, 1973: Ord. 10632 §1; November 20, 1972).

10.48.100 Transfer of Bicycle Ownership.

(Repealed by Ord. 17718 §1; August 21, 2000: prior Ord. 15649 §10; July 9, 1990: P.C. §10.64.070: Ord. 11981 §5; May 16, 1977: Ord. 5699 §1507; April 12, 1954).

10.48.110 Equipment on Bicycles; Brakes and Lights.

(a) Brakes. Every bicycle operated on the street in Lincoln shall be equipped with a brake adequate to control the movement of and to stop the bicycle. The brake on each wheel that has a brake must be capable of holding the wheel tightly so that the wheel will slide on dry, level pavement when the bicycle is pushed forward.

(b) Light, Front. Every bicycle operated on the streets of Lincoln, paved walkways through city parks or on Lincoln's designated pedestrian-bicycle trails between one-half hour after sunset and one-half hour before sunrise shall be equipped with a white light that is visible from a distance of at least 500 feet from the front on a clear night. The light shall be directly attached to the bicycle or worn by the bicycle's operator.

(c) Light, Rear. Every bicycle operated on the streets of Lincoln between one-half hour after sunset and one-half hour before sunrise shall be equipped with a red light that is visible for a distance of at least 500 feet from the rear on a clear night. The light may be directly attached to the bicycle or worn by the bicycle's operator. (Ord. 18042 §1; July 29, 2002; prior Ord. 15649 §11; July 9, 1990: P.C. §10.64.080: Ord. 13057 §1; December 15, 1980: Ord. 11981 §6; May 16, 1977: Ord. 5699 §1508; April 12, 1954).

10.48.120 Inspection.

(Repealed by Ord. 17718 §2; August 21, 2000: prior Ord. 15649 §12; July 9, 1990: P.C. §10.64.090: Ord. 10246 §8; September 7, 1971: Ord. 5699 §1509; April 12, 1954).

10.48.130 Right-of-Way.

The operator of a bicycle emerging from any alley, building, driveway, or road shall, upon approaching a sidewalk or the sidewalk space extending across any alleyway, driveway, or road, yield the right-of-way to all pedestrians approaching on said sidewalk or sidewalk space. The operator of a bicycle about to enter or cross a street or other public way from a sidewalk, sidewalk space, alley, building, driveway, or road shall yield the right-of-way to all vehicles approaching on said roadway. (Ord. 15649 §13; July 9, 1990: P.C. §10.64.100: Ord. 10246 §9; September 7, 1971: Ord. 5699 §1510, as amended by Ord. 7305; October 3, 1960).

10.48.140 Right Turn Lanes.

A person operating a bicycle approaching an intersection in a lane of traffic designated for right turns only who desires to proceed straight through the intersection shall, before reaching the intersection and after yielding the right-of-way to any approaching motor vehicle which is so close as to constitute an

immediate hazard, move into the first lane to the immediate left which is lawfully available for traffic moving straight through the intersection, shall enter the intersection in said lane, and shall leave the intersection as near to the right hand side of the roadway as practicable; or said person shall dismount and proceed across the street in the crosswalk. (Ord. 15649 §14; July 9, 1990: P.C. §10.64.101: Ord. 10246 §10; September 7, 1971).

10.48.150 Left Turns.

A person operating a bicycle upon any public street or public way who intends to turn left at any intersection shall, before reaching the intersection and after yielding the right-of-way to any approaching motor vehicle which is so close behind as to constitute an immediate hazard, move as far as practicable to the left of the traveled portion of the roadway available for his or her direction of travel and shall then enter the intersection and execute his left turn according to law; or shall dismount and proceed across the street in the available crosswalks. (Ord. 15649 §15; July 9, 1990: P.C. §10.64.102: Ord. 10246 §11; September 7, 1971).

10.48.160 Bicycles on Arterial Streets.

It shall be unlawful for any person to operate a bicycle upon any arterial street during such hours as may be designated for said street by resolution of the City Council. The Director of Public Works and Utilities shall cause appropriate regulatory signs to be erected upon any arterial street designated by resolution made pursuant to this section. (Ord. 16951 §89; March 11, 1996: prior Ord. 15649 §16; July 9, 1990: P.C. §10.64.103: Ord. 10246 §12; September 7, 1971).

10.48.170 Riding on Sidewalk and Sidewalk Space Regulated.

(a) Notwithstanding the provisions of subsection (b) of this section, it shall be unlawful for any person to ride a bicycle upon the sidewalks along any of the streets within the following bounds, to wit: (1) From the south line of "K" Street to the north line of "R" Street and from the east line of 16th Street to the west line of 9th Street; also from the south line of "O" Street to the north line of "R" Street and from the east line of 9th Street to the west line of 7th Street; (2) Havelock Avenue from the west line of 61st Street to the east line of 63rd Street; (3) 48th Street from the south line of Baldwin Avenue to the north line of Madison Avenue, and the west side of 48th Street from Prescott Street to Cooper Street; (4) Prescott Street from 47th Street to 48th Street; and (5) the west side of 66th Street from Holdrege Street to Fairfax Street. The City Council may, by resolution, prescribe such further regulations for the use and operation of bicycles within the city as may be deemed proper, from time to time.

(b) It shall be unlawful for any person to operate a bicycle within any sidewalk space except:

(1) When the bicycle is being operated upon a sidewalk as defined in Section 10.02.340.

(2) When there is no sidewalk as defined in Section 10.02.340.

(3) When the sidewalk is obstructed by any means.

(4) At a permanent or temporary driveway.

(c) Any person operating a bicycle upon a sidewalk or within any sidewalk space shall do so at his own risk and shall yield the right-of-way to any and all pedestrians. (Ord. 15917 §1; July 1, 1991: prior Ord. 15649 §17; July 9, 1990: P.C. §10.64.110: Ord. 14476 §1; August 18, 1986: Ord. 10246 §13; September 7, 1971: Ord. 5699 §1511, as amended by Ord. 7305; October 3, 1960).

10.48.180 Riding to Right of Roadway.

Bicycles proceeding with the normal flow of traffic shall be operated in the right-hand travel lane of a roadway. Bicycles proceeding at less than the normal speed of traffic at the time and place and under the conditions then existing shall stay as close as practicable to the right-hand side of the right-hand travel lane except when passing or preparing for a left turn. (Ord. 15649 §18; July 9, 1990: P.C. §10.64.120: Ord. 11981 §7; May 16, 1977: prior Ord. 5699 §1512; April 12, 1954).

10.48.190 Riding in Group.

Persons riding bicycles upon a street or roadway shall ride single file, except on paths or parts of roadway set aside for exclusive use of bicycles. (Ord. 15649 §19; July 9, 1990: P.C. §10.64.130: Ord. 5699 §1513, as amended by Ord. 7305; October 3, 1960).

10.48.200 Holding on to Moving Vehicles.

It shall be unlawful for any person riding a bicycle to take hold of or hold onto any other vehicle in motion. (Ord. 15649 §20; July 9, 1990: P.C. §10.64.140: Ord. 5699 §1514; April 12, 1954).

10.48.210 Number of Persons on Bicycle.

It shall be unlawful for more than one person to ride a bicycle, unless said bicycle is constructed to carry the number of persons being conveyed. (Ord. 15649 §21; July 9, 1990: P.C. §10.64.150: Ord. 5699 §1515; April 12, 1954).

10.48.220 Control of Bicycle.

At no time shall a cyclist operate a bicycle with less than one hand on the handlebars. (Ord. 15649 §22; July 9, 1990: P.C. §10.64.160: Ord. 11981 §8; May 16, 1977: prior Ord. 5699 §1516; April 12, 1954).

10.48.230 Parking.

It shall be unlawful for any person to park a bicycle upon a roadway, sidewalk, or other public way in such a position as to interfere with the safety or movement of vehicular or pedestrian traffic, and when parked upon a sidewalk such bicycle shall be parked within four feet of the curb. This section shall not apply to bicycles parked within areas officially designated by the city for the purpose of parking bicycles. (Ord. 15649 §23; July 9, 1990: P.C. §10.64.170: Ord. 10246 §14; September 7, 1971: prior Ord. 5699 §1517; April 12, 1954).

10.48.240 Attachment of Bicycle to Fire Hydrant.

It shall be unlawful for any person to attach, tie, chain, or secure a bicycle to a fire hydrant in any manner whatsoever. (Ord. 15649 §24; July 9, 1990: P.C. §10.64.175: Ord. 10246 §15; September 17, 1971).

10.48.250 Rental Agencies.

It shall be unlawful for any rental agency to offer any bicycle for rent which is not equipped by such agency with lights and other safety equipment as is required by this title or one which is not in good and safe

working order. (Ord. 17718 §3; August 21, 2000: prior Ord. 15649 §25; July 9, 1990: P.C. §10.64.180: Ord. 5699 §1518; April 12, 1954).

10.48.260 Bicycle Dealers.

All persons engaged in the business of buying secondhand bicycles are hereby required to make a written report to the Police Department on the first Tuesday of each month giving the name and address of the person from whom each bicycle is purchased, the description of each bicycle purchased, the manufacturer's serial number on the frame thereof, the number on the registration number plate, sticker, or decal found thereon, if any.

All persons engaged in the business of selling new or secondhand bicycles are hereby required to make a written report to the Police Department on the first Tuesday of each month, consisting of a list of all sales made by such dealer of new or secondhand bicycles made by such dealer during the previous month giving the name and address of each person to whom sold, the kind of bicycle sold, together with a description and the manufacturer's serial frame number thereof; the number of the registration number plate, sticker or decal attached thereto, if any, and the Lincoln Police Department serial number found thereon, if any. (Ord. 15649 §26; July 9, 1990: P.C. §10.64.190: Ord. 11981 §9; May 16, 1977: Ord. 5699 §1519; April 12, 1954).

10.48.270 Malicious Destruction.

It shall be unlawful for any person to willfully or maliciously remove, destroy, mutilate or alter the manufacturer's serial frame number of any bicycle registered pursuant to the provisions hereof. It shall also be unlawful for any person to remove, destroy, mutilate or alter any registration number plate during the period when such registration is operative, or any Police Department serial number placed on the frame of a bicycle by the city. (Ord. 15649 §27; July 9, 1990: P.C. §10.64.200: Ord. 5699 §1520; April 12, 1954).

10.48.280 Penalty.

Any person violating any of the provisions of this chapter, or who shall fail, neglect, or refuse to perform any duty imposed upon him or her, shall be deemed guilty of a misdemeanor, and upon conviction thereof may, in lieu of the penalty elsewhere in this title provided, be ordered to surrender his or her bicycle for impounding for a period of not to exceed six months. (Ord. 17718 §4; August 21, 2000: prior Ord. 15649 §28; July 9, 1990: P.C. §10.64.210: Ord. 5699 §1521; April 12, 1954).